

LEGAL NOTICE
OF PUBLIC HEARING
TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION
DIVISION OF AIR POLLUTION CONTROL

There will be a public hearing before the Technical Secretary of the Tennessee Air Pollution Control Board to consider the promulgation of amendments to the Tennessee Air Pollution Control Regulations, the Title V Program and the State Implementation Plan pursuant to Tennessee Code Annotated, Section 68-201-105. The comments received at this hearing will be presented to the Tennessee Air Pollution Control Board for their consideration in regards to the proposed regulatory amendments. The hearing will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4-5-201 et seq. and will take place in the 9th Floor Conference Room of the L & C Annex, located at 401 Church Street, Nashville, Tennessee 37243-1531, at 9:30 a.m. on Thursday, November 20, 2008. Anyone desiring to make oral comments at this public hearing is requested to prepare a written copy of their comments to be submitted to the hearing officer at the public hearing.

Written comments not submitted at the public hearing will be included in the hearing record only if received by the close of business on Thursday, November 20, 2008, at the following address: Technical Secretary, Tennessee Air Pollution Control Board, 9th Floor, L & C Annex, 401 Church Street, Nashville, TN 37243-1531.

Any individuals with disabilities who wish to participate in these proceedings or to review these filings should contact the Tennessee Department of Environment and Conservation to discuss any auxiliary aids or services needed to facilitate such participation. Such initial contact may be in person, by writing, telephone, or other means, and should be made no less than ten (10) days prior to Thursday, November 20, 2008, or the date such party intends to review such filings, to allow time to provide such aid or service. Contact Mr. John Rae White, Tennessee Department of Environment and Conservation ADA Coordinator, 12th Floor, 401 Church Street, Nashville TN 37243, (615) 532-0207. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).

If you have any questions about the origination of these rule changes, you may contact Ms. Elizabeth Peeler at 615-532-9200 in regards to Rule 1200-3-27-.11, Mr. Jeryl Stewart at 615-532-0605 in regards to Rule 1200-3-14-.01 and Ms Lacey Hardin at 615-532-0554 in regards to Rule 1200-3-26-.02 and the Title V Workload Analysis. Copies of documents concerning these matters are available for review at the office of the Technical Secretary and at certain public depositories. For information about reviewing these documents, please contact Mr. Malcolm Butler, 9th Floor, L & C Annex, 401 Church Street, Nashville, TN 37243-1531, telephone (615) 532-0600.

Summary of Proposed Changes

Part 1. of rule 1200-3-14-.01(6)(b) of Tennessee Air Pollution Control Regulations is proposed to be amended to allow the Technical Secretary of the Tennessee Air Pollution Control Board more flexibility in allowing companies to discontinue ambient air monitoring for sulfur dioxide in situations where the measured values are very low in relation to the national ambient air quality standards.

Rule 1200-03-26-.02 Construction and Annual Emission Fees is being revised by changing the amount of annual fees being charged to Title V sources for actual and allowable emissions.

The Tennessee Air Pollution Control Rule 1200-03-27-.11 is proposed to be amended by reserving paragraph (1) to preserve NO_x Budget Trading Program provisions already adopted by the Division of Air Pollution Control in Tennessee's revised federally enforceable State Implementation Plan.

The Title V Workload Analysis for the budget year 2008 - 2009 will be open for comments at a public hearing on Thursday, November 20, 2008, at 9:30 a.m. in the 9th Floor Conference Room of the L & C Annex, located at 401 Church Street, Nashville, Tennessee 37243-1531. This document contains the

supporting information for the suggested fee increase contained in the regulatory notice published in the October 2008 edition of the Tennessee Administrative Register.

Revisions considered at this hearing may be adopted by the Tennessee Air Pollution Control Board under T.C.A. 68-201-105, the Board general authority to promulgate rules.

Materials concerning the proposed additions and/or revisions will be available for public inspection during normal working hours starting October 20, 2008, at the following locations:

Air Pollution Control Division 9th Floor, L & C Annex 401 Church Street Nashville, TN 37243	Chattanooga – Hamilton County Air Pollution Control Bureau 6125 Preservation Drive Chattanooga, TN 37416	Air Pollution Control Division Cookeville EFO 1221 South Willow Ave. Cookeville, TN 38506
Air Pollution Control Division Knoxville EFO 3711 Middlebrook Pk Knoxville, TN 37921	Air Pollution Control Division Johnson City EFO 2305 Silverdale Road Johnson City, TN 37601 - 2162	Air Pollution Control Division Jackson EFO 1625 Hollywood Drive Jackson, TN 38305
Air Pollution Control Division Columbia EFO 2484 Park Plus Drive Columbia, TN 38401	Knox County Department of Air Pollution Control 140 Dameron Avenue Knoxville, TN 37917-6413	Division Air Pollution Control Memphis - Shelby Co. Health Dept. 814 Jefferson Avenue Memphis, TN 38105
Air Pollution Control Division Chattanooga EFO Suite 550 540 McCallie Ave. Chattanooga, TN 37402 - 2013	Pollution Control Division Metropolitan Health Department 311 23rd Ave. North Nashville, TN 37203	U.S. EPA, Region IV APTMD - 12th Floor Atlanta Federal Center 61 Forsyth Street S.W. Atlanta, Georgia 30303 c/o Mr. Dick Schutt, Chief
Air Pollution Control Division Nashville EFO 711 R. S. Gass Blvd. Nashville, TN 37243	Kingsport Public Library 400 Broad Street Kingsport, TN 37660	

All persons interested in the air quality of the State of Tennessee are urged to attend and will be afforded the opportunity to present testimony to the hearing officer regarding the proposed amendments. Any person desiring to present lengthy comments should be prepared at the hearing to offer a written statement to be incorporated into the record. Written statements not presented at the hearings will only be considered part of the records if received by 4:30 p.m. CDT on Thursday, November 20, 2008, at the office of the Technical Secretary, Tennessee Air Pollution Control Board, 9th Floor L & C Annex, 401 Church Street, Nashville, Tennessee, 37243-1531.

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